

DEC 08 2003

ATTORNEY DOCKET NO.: 02811-0141 (42368-258914)

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

OFFICIAL

Appl. No. : 09/857,333  
Applicant : Nigel C. Phillips  
Filed : September 17, 2001  
TC/A.U. : 1635  
Examiner: : J.E. Angell

Confirmation No.: 3284

Docket No. : 02811-0141 (42368-258914)  
Customer No. : 11-0855

For : Method for the Treatment of Inflammation

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

## AMENDMENT AND RESPONSE TO FINAL OFFICE ACTION

Sir:

In response to the Final Office Action mailed October 6, 2003, please amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 6 of this paper.

This response is considered to be filed within the two month time period for responding to a Final Office Action since December 6, 2003 fell on a Saturday, and December 8, 2003 is the first business day following December 6, 2003. Accordingly, Applicant requests the issuance of an Advisory Action unless a Notice of Allowance is issued.

No additional fees are believed due; however, the Commissioner is hereby authorized to charge any deficiency, or credit any overpayment, to Deposit Account No. 11-0855.

## CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being facsimile transmitted to the Patent and Trademark Office  
(Fax No. 703-872-9306) on December 8, 2003.

*Sima Singadia Kulkarni*  
Sima Singadia, Kulkarni - Reg. No. 43,732

*12/8/2003*  
Date

ATL11002 142543 1



Attorneys at Law

Suite 2800 1100 Peachtree St.  
Atlanta GA 30309-4530  
t 404 815 6500 f 404 815 6555  
www.KilpatrickStockton.com

December 8, 2003

direct dial 404 745 2463  
direct fax 404 541 3269  
SKulkarni@KilpatrickStockton.com

**FAX**

RECEIVED  
CENTRAL FAX CENTER

DEC 08 2003

RECIPIENT/ PHONE NO.	FAX NO.	COMPANY/ CITY, STATE, COUNTRY
Examiner Jon E. Angell 703 308 0447	7038729306	United States Patent and Trademark Office (GAU 1635) Alexandria Virginia US

**OFFICIAL**

Sima Singadia Kulkarni

FROM

9

PAGES (WITH COVER)

02811-0141 (0982)

REFERENCE NO

42368/258914

CLIENT/MATTER NO.

**PLEASE CALL 404 815 6497 IF YOU HAVE DIFFICULTY WITH THIS TRANSMISSION.**

**CONFIDENTIALITY NOTE:**

The information contained in this fax message is being transmitted to and is intended for the use of the individual named above. If the reader of this message is not the intended recipient, you are hereby advised that any dissemination, distribution or copy of this fax is strictly prohibited. If you have received this fax in error, please immediately notify us by telephone and destroy this fax message.

**COMMENTS**

The facsimile confirmation of the Patent Office imprinted hereon will acknowledge receipt of:

Applicant:

Phillips, N. et al.

Title:

Method and Treatment of Inflammation

Serial No./Docket No.:

09/857,333

02811-0141US

(42368/258914)

Filing Date

September 17, 2001

**PAPERS SUBMITTED:**

1. Transmittal Form
2. Amendment and Response to Final Office Action (7 pages)

Date: December 8, 2003

By: Sima Singadia Kulkarni, Reg. No. 43,732

**TO BE COMPLETED BY KS OPERATIONS CENTER**

TRANSMISSION RECEIPT DATE/TIME: \_\_\_\_\_

COMPLETED BY: \_\_\_\_\_

JOB CODE 02914

ATLANTA AUGUSTA CHARLOTTE LONDON RALEIGH STOCKHOLM WASHINGTON WINSTON-SALEM  
ATLJ02 145700.1

PTO/SB/21 (05-03)

Approved for use through 04/30/2003. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	09/857,333
	Filing Date	September 17, 2001
	First Named Inventor	Phillips, N., et al.
	Art Unit	1635
	Examiner Name	Angeil, Jon E.
Total Number of Pages in This Submission	Attorney Docket Number	02811-0141US (42368/258914)

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form  <input type="checkbox"/> Fee Attached  <input type="checkbox"/> Amendment / Response <input checked="" type="checkbox"/> After Final  <input type="checkbox"/> Affidavits/declaration(s)  <input type="checkbox"/> Extension of Time Request  <input type="checkbox"/> Express Abandonment Request  <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application)  <input type="checkbox"/> Drawing(s)  <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information  <input type="checkbox"/> Status Letter  <input type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Sima Singadia Kulkarni Kilpatrick Stockton LLP
Signature	<i>Sima Singadia Kulkarni</i>
Date	December 8, 2003

CERTIFICATE OF MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.			
Typed or printed name	Sima Singadia Kulkarni		
Signature	<i>Sima Singadia Kulkarni</i>	Date	December 8, 2003

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2